

NO. C-0774-18-C

SNOWBALL EXPRESS LLC	X	IN THE DISTRICT COURT
	X	
VS.	X	HIDALGO COUNTY, TEXAS
	X	
CITY OF MISSION	X	139 TH JUDICIAL DISTRICT

**TEMPORARY RESTRAINING ORDER AND ORDER
SETTING SHOW CAUSE HEARING**

On this day the application of Plaintiff for temporary restraining orders was presented to the Court.

The Court, having examined the verified pleadings of Plaintiff, finds that Plaintiff is entitled to a temporary injunction and that unless the **CITY OF MISSION** is immediately restrained from the commission of the acts hereinafter prohibited, Defendant will commit such acts before notice of the hearing on temporary injunction can be served and a hearing had.

IT IS THEREFORE ORDERED that the Clerk of this Court issue a temporary restraining order restraining Defendant **CITY OF MISSION**, and Defendant **CITY OF MISSION**, is hereby immediately restrained, from:

Enforcing directly or indirectly the closing time provision of Ordinance 4626 of the City of Mission.

This restraining order is effective immediately and shall continue in force and effect until further order of this Court or until it expires by operation of law. This order shall be binding on Defendant **CITY OF MISSION**; on the agents, servants, and employees of Defendant **CITY OF MISSION**; and those persons in active concert or participation with them who receive actual notice of this order by personal service or otherwise.

The amount of bond required to be posted by Plaintiffs before the temporary restraining order is issued is the sum of _____
Five Hundred DOLLARS (\$ 500.00), cash or surety.

IT IS FURTHER ORDERED that the Clerk shall issue notice to Defendant, **CITY OF MISSION**, to appear, and Defendant **CITY OF MISSION**, is hereby ordered to appear in person, before this Court in the courthouse at 100N. Closner in Edinburg, Texas, on the 4th day of March, 2019, at 9:00 o'clock a.M. to show cause why, during the pendency of this case:

The preceding temporary restraining order should not be made a temporary injunction pending final hearing hereon.

The Court should not make such other and further orders as pleaded for or as may be deemed necessary for the protection of Plaintiff or maintenance of the status quo.

IT IS FURTHER ORDERED that any person 18 years of age or older who is not a party to or interested in the outcome of this suit may serve any citation, notice, or process in this cause.

SIGNED on the 19th day of February, 2019, at 4:00 o'clock p.M.


JUDGE PRESIDING